

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : HON. PETER G. SHERIDAN
v. : CRIMINAL NO. 07-56 (PGS)
JOHN CAVALLI : CONSENT ORDER

This matter having come before the Court on the joint application of Christopher J. Christie, United States Attorney for the District of New Jersey (by Lisa Rose, Assistant United States Attorney) and defendant John Cavalli (by Michael Critchley, Esq.) for an order granting a continuance of the trial date in this matter and a continuance of the designation of this matter as complex pursuant to Title 18, United States Code, Sections 3161(h)(8)(B)(ii), and the defendant being aware that he has the right to have the matter tried within 70 days from the date on which the Grand Jury handed down an Indictment in this matter pursuant to Title 18, United States Code, Section 3161(c)(1); and for good cause shown:

1. This case is sufficiently complex, due to the nature of the prosecution, that it is unreasonable to expect adequate preparation for pretrial proceedings and trial within the time limits established by Title 18, United States Code, Section 3161;

2. The discovery in this case is voluminous, in that it involves, among other things, thousands of pages of documents and the reports and summaries of several experts in the health care field.

3. In light of these findings, and given the nature of the case and its complexity, it is unreasonable to expect adequate preparation for trial within the time limits established under the Speedy Trial Act.

4. In addition, the defendant, through counsel, has indicated his intention to plead guilty and is scheduled to enter his guilty plea before Your Honor on October 16, 2008;

5. The defendant's guilty plea will render any trial of this matter unnecessary and conserve judicial resources.

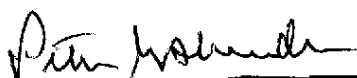
6. The defendant has consented to the aforementioned continuance.

7. Pursuant to Title 18, United States Code, Section 3161(h)(8), the ends of justice served by granting the continuance outweigh the interests of the public and the defendant in a speedy trial.

IT IS, therefore, on this ~~30th~~ day of *September* 2008,

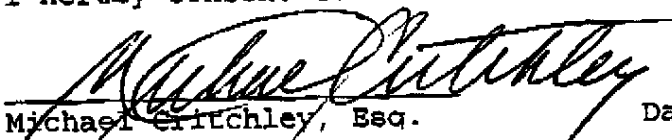
ORDERED that the proceedings in this matter are continued 30 days from October 10, 2008 to November 10, 2008, and that the period of time from October 10, 2008 to November 10, 2008 shall be excluded for the purposes of computing time under the Speedy Trial Act pursuant to Title 18, United States Code, Sections

3161(h)(8)(A), (h)(8)(B)(ii), and (h)(8)(B)(iv).




HON. PETER G. SHERIDAN
United States District Judge

I hereby consent to the form and entry of this Order:



Michael E. Fitchley, Esq. Dated:



Lisa Rose, AUSA Dated: 9-29-08